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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125-ECR
)	Subproceeding: C-125-B
Plaintiff-Intervenor,)	
)	
vs.)	SUBMISSION OF PROPOSED ORDER
)	CONCERNING SERVICE CUT-OFF
WALKER RIVER IRRIGATION DISTRICT,)	DATE
a corporation, et al.,)	
)	
Defendants)	

The United States of America (“United States”) and the Walker River Paiute Tribe (“Tribe”) submit the attached *Proposed Order Concerning Service Cut-Off Date*. The proposed order addresses the establishment of cut-off dates regarding service, which the parties discussed previously with the Court, most recently at the Status Conference on October 19, 2010. *See United States of America’s List of Proposed Agenda Items for the Status Conference Scheduled for October 19, 2010* (Oct. 8, 2010) (#1608).

The proposed order (Attachment 1) establishes that this proceeding addresses water rights in existence as of December 31, 2009, for which water rights holders are subject to service as

designated by paragraph 3 of the CMO. The proposed order does not address issues regarding successors-in-interest, for which a separate proposed order is being filed.

Pursuant to the Court's direction at the recent Status Conference and the parties' *Stipulation and Order Concerning Time for Submission of Proposed Orders and Memoranda Related to Objections Thereto* (Nov. 9, 2010) (#1612), the Defendant parties may file memoranda related to objections to the proposed order on or before December 17, 2010.

Neither the Court nor the parties have addressed the issue of how and when the United States and Tribe should reply to any memoranda related to objections from other parties. The United States and Tribe propose that the parties confer following the filing of any memoranda related to objections and that the United States and Tribe file any reply, including any revisions to the proposed order, no later than January 27, 2011.¹ Counsel for the Walker River Irrigation District concurs in this suggested approach. The United States will circulate a proposed Stipulation regarding this additional deadline to the Tribe and primary Defendants and will then file this Stipulation for the Court's approval.

Dated: November 30, 2010

Respectfully submitted,

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By /s/ Susan L. Schneider
SUSAN L. SCHNEIDER

Attorneys for the United States of America

¹ Counsel for the United States identified at the status conference on October 19, 2010, that she will be unavailable for two weeks at the end of December and will return to the office on January 4, 2011.

Dated: November 30, 2010

Respectfully submitted,

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By /s/ Wes Williams Jr.
WES WILLIAMS JR.

Attorney for the Walker River Paiute Tribe

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of November 2010, I electronically filed the foregoing **SUBMISSION OF PROPOSED ORDER CONCERNING SERVICE CUT-OFF DATE** and **PROPOSED ORDER CONCERNING SERVICE CUT-OFF DATE** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via their email addresses:

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and I further certify that I served a copy of the forgoing to the following non CM/ECF participants by U.S. Mail, postage prepaid, this 30th day of November 2010:

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